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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

In re:

NEW ENGLAND MOTOR FREIGHT, INC.,
et al.,

Debtors.¹

Chapter 11

Case No. 19-12809 (JKS)

(Jointly Administered)

**RESERVATION OF RIGHTS AND LIMITED OBJECTION OF T.D. BANK, N.A. TO
PLAN PROPONENTS' JOINT MOTION FOR ENTRY OF AN ORDER (I) APPROVING
ON AN INTERIM BASIS THE ADEQUACY OF THE DISCLOSURES IN THE JOINT
COMBINED PLAN AND DISCLOSURE STATEMENT, (II) SCHEDULING THE
CONFIRMATION HEARING AND DEADLINE FOR FILING OBJECTIONS, (III)
ESTABLISHING PROCEDURES FOR SOLICITATION AND TABULATIONS OF
VOTES TO ACCEPT OR REJECT THE JOINT COMBINED PLAN AND
DISCLOSURE STATEMENT, (IV) APPROVING THE FORM OF BALLOT AND
SOLICITATION PACKAGE, (V) APPROVING NOTICE PROVISIONS, AND (VI)
CONFIRMING THE PLAN [D.E. 934]**

T.D. Bank, N.A. ("TD"), by its undersigned counsel, hereby submits this reservation of rights and limited objection to Plan Proponents' Joint Motion For Entry Of An Order (I) Approving On An Interim Basis The Adequacy Of The Disclosures In The Joint Combined Plan And

¹ The debtors in these chapter 11 cases (collectively, the "Debtors") and the last four digits of each Debtor's taxpayer identification number are as follows: New England Motor Freight, Inc. (7697); Eastern Freight Ways, Inc. (3461); NEMF World Transport, Inc. (2777); Apex Logistics, Inc. (5347); Jans Leasing Corp. (9009); Carrier Industries, Inc. (9223); Myar, LLC (4357); MyJon, LLC (7305); Hollywood Avenue Solar, LLC (2206); United Express Solar, LLC (1126); and NEMF Logistics, LLC (4666).

Disclosure Statement, (II) Scheduling The Confirmation Hearing And Deadline For Filing Objections, (III) Establishing Procedures For Solicitation And Tabulations Of Votes To Accept Or Reject The Joint Combined Plan And Disclosure Statement, (IV) Approving The Form Of Ballot And Solicitation Package, (V) Approving Notice Provisions, And (VI) Confirming The Plan [D.E. 934] (the “Plan Procedures Motion”). In support of its objection, TD respectfully states as follow:

Reservation of Rights / Limited Objection

On October 22, 2019, the Debtors and the Official Committee of Unsecured Creditors (the “Plan Proponents”) filed a combined disclosure statement and Chapter 11 plan of liquidation [D.E. 932] (the “Joint Plan”). Thereafter, the Plan Proponents filed the Plan Procedures Motion, seeking approval of certain procedures related to confirmation of the Joint Plan, including approval of the form of ballot and solicitation package.

The proposed form of ballot contains overly-broad releases that are also included in the Joint Plan (the “Releases”). TD has raised its concerns concerning the breadth of the Releases with the Plan Proponents and is in discussions with the Plan Proponents regarding the same. In the event the parties are unable to consensually resolve their differences, TD reserves the right

to object to the Motion and/or to confirmation of the Joint Plan at a hearing on the matter.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 7th day of November, 2019, the foregoing objection was served via CM/ECF on the following parties:

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